



W 1638  
PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Date September 28, 2005

In re the Application of

Shinichi AYABE et al.

Group Art Unit: 1638

Application No.: 09/890,646

Examiner: R. KALLIS

Filed: August 2, 2001

Docket No.: 120909

For: POLYNUCLEOTIDE ENCODING 2-HYDROXYISOFLAVANONE SYNTHASE

**SMALL ENTITY PETITION FOR 1<sup>st</sup> - 3<sup>rd</sup> EXTENSION  
OF TIME UNDER 37 C.F.R. §1.136(a) AND  
TRANSMITTAL OF FEE UNDER 37 C.F.R. §1.17**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a response to the outstanding Official Action in the above-identified patent application. The shortened statutory period having expired September 1, 2005, an extension of time for a period of 1 month is hereby requested. Attached hereto is our Check No. 171332 in the amount of \$60.00 in payment for:

XX Extension fee for response within first month pursuant to §1.136(a) (\$60.00)  
Extension fee for response within second month pursuant to §1.136(a) (\$225.00)  
Extension fee for response within third or subsequent month pursuant to §1.136(a) (\$510.00)

The Commissioner is hereby authorized to charge any additional fee or credit any overpayment associated with this communication to Deposit Account No. 15-0461. Two copies of this petition are enclosed.

Respectfully submitted,

James A. Oliff  
Registration No. 27,075

Melanie L. McCollum  
Registration No. 40,085

09/29/2005 SZEWDIE1 00000100 09890646

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60.00 OP

JAO:MLM/jam

Date: September 28, 2005

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P.O. Box 19928  
Alexandria, Virginia 22320  
Telephone: (703) 836-6400

**DEPOSIT ACCOUNT USE  
AUTHORIZATION.**

Please grant any extension  
necessary for entry;  
Charge any fee due to our  
Deposit Account No. 15-0461